

10/10/01  
1133 U.S. PTO

10/12/01  
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October 10, 2001

**Attorney Docket No.: GENE1320-2**  
Parent Application No. 09/453,610  
Parent Filing Date: December 3, 1999

**BOX PATENT APPLICATION**

Commissioner for Patents  
Washington, D.C. 20231

1050 U.S. PTO  
09/974882  
10/10/01

Presented for filing is a new **CONTINUATION** patent application of:

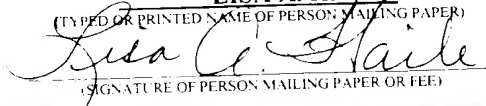
Applicants: **Edward M. Nolan, Dietmar P. Rabussay and Gunter A. Hofmann**

Title: **FACS ASSISTED METHODS FOR INTRODUCING INDIVIDUAL CHROMOSOMES INTO CELLS (as amended)**

The prior application is assigned of record to GENETRONICS, INC., by virtue of an assignment submitted to the Patent and Trademark Office for recording on February 23, 2000, at Reel 010564, Frame 0495.

Enclosed are the following papers, including all those required to receive a filing date under 37 CFR § 1.53(b):

	<u>Pages</u>
Specification	14
Claims	4
Abstract	1
Copy of executed	
Declaration from parent	3
Drawings - informal	3

CERTIFICATE OF MAILING BY "EXPRESS MAIL"	
"EXPRESS MAIL" LABEL NUMBER	<u>EL617035901US</u>
DATE OF DEPOSIT	<u>October 10, 2001</u>
I HEREBY CERTIFY THAT THIS PAPER OR FEE IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE "EXPRESS MAIL, POST OFFICE TO ADDRESSEE" SERVICE UNDER 37 CFR 1.10 ON THE DATE INDICATED ABOVE AND IS ADDRESSED TO THE COMMISSIONER OF PATENTS, BOX PATENT APPLICATION, WASHINGTON, D.C. 20231	
<b>LISA A. HAILE</b>	
(TYPED OR PRINTED NAME OF PERSON MAILING PAPER)	
	
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SILICON VALLEY SAN DIEGO SAN DIEGO/GOLDEN TRIANGLE SAN FRANCISCO AUSTIN SEATTLE SACRAMENTO LA JOLLA

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Enclosures:

- A Copy of the Petition for Three (3) Month Extension of Time for parent application (U.S. Application Serial No. 09/453,610, filed December 3, 1999) (2 pages);
- Preliminary Amendment – attached with Exhibit A (6 pages);
- Information Disclosure Statement and Copy of Form PTO 1449 (filed in the parent application) (3 pages);
- Information Disclosure Statement from International Search Report, copy of Form PTO 1449, and copy of International Search Report (filed in the parent application) (~~12 pages~~) (9pgs.);
- Copy of executed Power of Attorney By Assignee (2 pages);
- Copy of USPTO Notice of Recordation of Assignment, Copy of executed Recordation Form Cover Sheet and Assignment and By Inventors (7 pages);
- Check No. 491250 in the amount of \$370.00; and
- Return Receipt Postcard.

This application is a **CONTINUATION** and claims the benefit of priority under 35 USC § 120 of U.S. Application Serial No. 09/453,610, filed December 3, 1999, now pending, which claims priority under 35 U.S.C. § 119(e) of Provisional Application Serial No. 60/110,950, filed December 4, 1998. The disclosure of the prior application is considered part of and is incorporated by reference in the disclosure of this application.

Preliminarily, on page 1 of the specification, before line 1, insert:

--This application is a continuation and claims the benefit of priority under 35 U.S.C. § 120 of U.S. Application Serial No. 09/453,610, filed December 3, 1999, now pending, which claims priority under 35 U.S.C. § 119(e) of Provisional Application Serial No. 60/110,950, filed December 4, 1998, each of which is incorporated by reference in the disclosure of this application.--

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Pursuant to 37 C.F.R. § 1.27, applicants claim **SMALL** entity status. Small entity status established in the parent application is still proper. A verified statement claiming small entity status is not required.

	Number Filed		Number Extra		Rate			Fee	
					Large Entity	Small Entity		Large Entity	SMALL Entity
Total Claims	3 -20	=	0	X	\$18	\$09	=	\$--	\$--
Independent Claims	1 -3	=	0	X	\$80	\$40	=	\$--	\$--
Multiple Dependent Claims Presented: ___ Yes <u>X</u> No					\$270	\$135		\$--	\$--
					BASIC FEE			\$740.00	\$370.00
					TOTAL FEE			\$	\$370.00

Enclosed is Check No. 491250 in the amount of \$370.00 for the filing fee. The Commissioner is hereby authorized to charge any additional fees associated with the filing submitted herewith, or credit any overpayment, to Deposit Account No. 50-1355. A duplicate copy of this Transmittal is enclosed.

If this application is found to be INCOMPLETE, or if a telephone conference would otherwise be helpful, please call the undersigned at (858) 677-1456.

Kindly acknowledge receipt of this application by returning the enclosed postcard.

**GRAY CARY WARE & FREIDENRICH LLP**

**Attorney Docket No.: GENE1320-2**

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Very truly yours,

GRAY CARY WARE & FREIDENRICH LLP



Lisa A. Haile, J.D., Ph.D.  
Registration No.

**October 10, 2001**

Date

Enclosures

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104648-160132